



State of Washington
Application for a Water Right Permit

☒ SURFACE WATER ☐ GROUND WATER
☐ Permanent ☐ Temporary ☐ Short Term

Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO
THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.

Section 1. APPLICANT

Applicant/Business Name: Robert S. Newman and Patricia A. Newman	Phone No: 360 832-2843	Other No: 253 606-2052
Address: 37207 98 th Ave. E.		
City: Eatonville	State: WA	Zip: 98328
Email Address (optional): Tabnew@AOL.com		

Contact Name (if different from above):	Phone No:	Other No:
Relationship to Applicant:		
Address:		
City:	State:	Zip:
Email Address (optional):		

Section 2. STATEMENT OF INTENT

Briefly describe the purpose of your proposed project: Existing use for Domestic and Stock from artesian spring

Anticipated length of time to complete your project: N/A

Water Use List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Purpose(s) of Use	Rate (check one box only) <input type="checkbox"/> Cubic Feet per Second (CFS) <input checked="" type="checkbox"/> Gallons per Minute (GPM)	Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
Domestic-Single	5 GPM		Continuously
Stock	5 GPM		Continuously
Irrigation			Seasonal
TOTAL:	10 GPM		

Short Term/Temporary Water Use

Is this a request for a short term project (less than four months and non-recurring)? ☐ YES ☒ NO

Is this request for a temporary permit? ☐ YES ☒ NO

If yes to either question above, indicate the dates that the water will be needed:

For Ecology Use	APPLICATION NO: <u>5230426</u>	SEPA: Exempt/Not Exempt
	Fee Paid: <input checked="" type="checkbox"/>	Check No: _____ ECY Coding: 001-001-WR1-0285-000011
Date Returned _____	By _____	Priority Date <u>9/4/07</u> By <u>SC</u> WRIA: <u>11</u>

Section 3. POINT OF DIVERSION OR WITHDRAWAL

Complete A or B, and C below

A.) If Surface Water Source	B.) If Ground Water Source
<input checked="" type="checkbox"/> Spring <input type="checkbox"/> Creek <input type="checkbox"/> River <input type="checkbox"/> Lake <input type="checkbox"/> Other: _____	<input type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____
Source Name: <u>Unnamed Artesian Spring</u>	Well diameter & depth: _____
Tributary to: _____	Number of proposed points of withdrawal: _____
Number of proposed diversion points: <u>1</u>	Do you have an existing well? <input type="checkbox"/> YES <input type="checkbox"/> NO
Do you have an existing diversion? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	If available, attach Water Well Report and pump test. Well Tag ID No. _____

C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
04-17-33-5-001	NE	NE	33	17	4E, W.M.	Pierce
Lot(s)	Block(s)		Subdivision			
1			9905055003			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:
210 Feet (☐ North/☒ South) and 979 feet (☐ East/☒ West)
from the (☐NW ☐SW ☒NE ☐SE ☐) corner of Section33.

Parcel No.	¼	¼	Section	Township	Range	County
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:
____ feet (☐ North/☐ South) and ____ feet (☐ East/☐ West)
from the (☐NW ☐SW ☐NE ☐SE ☐) corner of Section____

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Do you own the land on which the proposed point of diversion/withdrawal is located? ☐ YES ☒ NO
If no, do you have legal authority to make this application for use of another’s land? ☒ YES ☐ NO
Provide the owner name(s), address, and phone number: Oscar Trinidad, 36807 98th Ave. E. Eatonville WA 98328
telephone number unknown

Section 4. PLACE OF USE

Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below.

¼	¼	Section	Twp.	Range	County	Parcel No.
NE	NE	33	17	4EW.M	Pierce	0417331700

Do you own all the lands on which the proposed place of use is located? ☒ YES ☐ NO.

If no, do you have legal authority to make this application for use of another’s land? ☐ YES ☐ NO
Provide owner name(s), address, and phone number: _____

Are there any other water rights or claims associated with this property or water system? ☐ YES ☒ NO
If yes, provide the water right and/or claim numbers: _____

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.

Describe any other use(s) of water.

Section 9. WATER STORAGE

Check the appropriate box for each question.

If you answered yes to any of the questions, your project may require a reservoir permit, or an approval from Ecology's Dam Safety Program. For criteria on reservoir permits contact the regional office in which your project is located.

Section 10. DRIVING DIRECTIONS

Provide detailed driving directions from the nearest town to the project site. If applicable, provide the site address.

Section 11. REQUIRED SIGNATURES

The applicant or authorized representative (e.g. the Public Works Director of a municipality, or the chair of a community water system) AND the landowner(s) of the place of use MUST sign the application.

If you require this document in an alternate format, please call the Water Resources Program at 360-407-6600. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.

Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source): Existing 1250 gal. concrete collection tank with glacial clay and rock bottom built on top of artesian spring site located on what now is known as Lot 1 (Trinidad) of subdivision 9905055003, parcel #0417335001. It was built in the late 1960's or early 1970's by the former owner of the property, Joseph Holliday. The artesian spring water was and still is diverted west, through a pipe, by gravity flow to what is now known as our Parcel 2 # 0417331700 (Newman) to another existing, completely enclosed (except for the top) 4500 gal. concrete holding tank with pump and exsisting concrete pump house built around it. From there the water is pumped with a 1/2 horse power pump to a large barn with living quarters and another barn for stock. We have the original Homestead on our Parcel 2 (Newman) next to the pump house that we have traced back over 100 years ago, that used the Artesian Spring water, also. We have been using the water since 1998, for domestic and stock. We do not know of any exsisting water rights associated with this Artesian Spring. On August 16, 2007 in the presence of ourselves, a pr Hydrologist Craig Russell, the Trinidad's, their attorney, our attorney and a few others, we had the 1250 gal. tank on the Trinidad property pumped free of water to discover how the tank refilled and it is verified by all, the water comes out of the ground to fill the tank. We are enclosing a copy of the Hydrologist's report to you.

We are currently in litigation with the Trinidad's over our right to withdraw and use the water. A copy of the Stipulation and Order Granting Preliminary Injunction is enclosed as well the Spring Site Easement document as provided by the seller of our Parcel 2 #047331700 as was made part of our legal description (enclosed) to our property

We currently have approval of the spring site water use pending with the Pierce County Health Dept., Richard Hoesch.

Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C below

A.) Domestic Water Systems only	B.) Municipal Water Systems only <i>(defined under RCW 90.03.015)</i>
Projected number of connections to be served: 1	Present population to be served water: _____
Type of connections: <u>barn w/living quarters & stock barn</u> <i>(e.g., home, recreational cabin)</i>	Estimate future population to be served: _____ (20 year projection)

C.) Water System Planning

Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? ☐ YES ☒ NO

If yes, date plan was approved ____/____/____ Water System Number: _____

Name of water system: _____

Are you within the service area of an existing water system? ☐ YES ☒ NO

If yes, explain why you are unable to connect to the system: _____

Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

Irrigation

Total number of acres requested to be irrigated under this application = less than one ACRES

NOTE: Outline the area to be irrigated on your attached map.

Stockwater

List number and kind of stock:40 beef cattle are watered, occasionally, depending on the weather, 10 horses year round, 2 goats year round

Is the proposed project for a dairy farm? ☐ YES ☒ NO

Other Proposed Farm Uses

Describe all proposed uses:

Family Farm Water Act (RCW 90.66):

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? ☐ YES ☒ NO

Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☒ NO

If yes, enter Permit No:

Section 8. OTHER WATER USES

Hydropower

Indicate total feet of head _____ and proposed capacity in kilowatts:_____

Describe works:

Indicate all uses to which power is to be applied:_____

FERC License No: _____

Mining/Industrial Use

Describe use, method of supplying and utilizing water:

Other Use

Watering lawn and plants

Section 9. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water? ☐ YES ☒ NO

Are you proposing to store more than 10 acre-feet of water? ☐ YES ☒ NO

Will the water depth be 10 feet or more? ☐ YES ☒ NO

If you answered yes to any of the above questions, please describe: _____

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.

Section 10. DRIVING DIRECTIONS

Provide detailed driving directions to the project site: From Olympia take I-5 north to exit 127 (Hwy. 512). East on Hwy. 512 to Hwy 7 exit. South on Hwy 7 to Eatonville Cut/Off Rd. Left on Eatonville Cutt/Off Rd. to Jensen Rd. East. Left on Jensen Rd. E. for approximately 1 mile. Just before starting up the hill is the Newman property on the right and 98th Ave. E. on the right.

Site Address: Newman address: 9810 Jensen Rd. E., and Trinidad address: 36807 98th Ave. E. Eatonville

Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

ROBERT S. NEWMAN
Print Name
(Applicant or authorized representative)

Robert S. Newman
Signature

8/31/07
Date

ROBERT S. NEWMAN
Print Name
(Landowner of Place of Use)

Robert S. Newman
Signature

8/31/07
Date

PATRICIA A. NEWMAN
Print Name
(Landowner of Place of Use)

Patricia A. Newman
Signature

8/31/07
Date

Print Name
(Landowner of Place of Use)

Signature

Date

Submit your application to: DEPARTMENT OF ECOLOGY
CASHIERING SECTION
PO BOX 5128
LACEY WA 98509-5128

Please check the region in which your proposed project is located.

☒ Southwest ☐ Northwest ☐ Central ☐ Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project